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CaseFile: Schulze

Exhibit # 1 Doc # 2 Depo. Ex. # P2 Doc Date 11/3/1998

Author/Source United States Patent Office Recipient Schulze, et. al; Public Record

Summary Patent for Concrete Slab Saver, Patent Number 5,829,213 (Slab Saver Patent)

Exhibit # 2 Doc # 229 Depo. Ex. # Doc Date 11/23/2004

Author/Source U.S. Patent and Trademark Office Recipient Todd M. Schulze

Summary U.S. Patent Number US 6,820,390 B2 titled Weldment Plate Spacer Support. Patent filed 10/16/02. This is a continuation in part of application No. 09/777,400 filed on 2/6/01.

Exhibit # 3 Doc # 230 Depo. Ex. # Doc Date 11/30/2004

Author/Source U.S. Patent and Trademark Office Recipient Todd M. Schulze; Clayton E. Schulze

Summary U.S. Patent Number US 6,823,635 B2 titled Weldment Plate Spacer/ Support. Patent filed 2/6/01.

Exhibit # 4 Doc # 50 Depo. Ex. # P50 Doc Date

Author/Source Todd Schulze Recipient Clayton Schulze

Summary Copy of first drawing of Stud Extension done by Todd Schulze.

Exhibit # 5 Doc # 40 Depo. Ex. # P40 Doc Date

Author/Source Todd Schulze Recipient Clayton Schulze

Summary Todd's sketches of successive ideas he came up with during 1993 and 1994, given to Clayton Schulze.

Exhibit # 6 Doc # 42 Depo. Ex. # Doc Date

Author/SourceTodd SchulzeRecipientClayton Schulze

Summary One of Todd's original sketches of the Slab Saver, Circa. 1993.

Filed 07/07/2005 Page 2 of 23 Case 1:02-cv-00155-SJM Document 88-4 CaseFile: Exhibit # 7 **Doc #** 57 Depo. Ex. # P57 **Doc Date** Author/Source Todd Schulze Clayton Schulze Recipient Summary Series of drawings of the Slab Saver. Exhibit # 8 Doc# 41 **Depo. Ex. #** P41 **Doc Date** Author/Source Todd and Brandi Schulze Clayton Schulze Recipient Summary Drawing given to Clayton Schulze to illustrate how the slab saver device will fit into the form. Exhibit # 9 **Doc Date Doc #** 43 **Depo. Ex. #** P43 Author/Source Fukuvi Recipient Summary Section of Slab Saver prototype developed by Fukuvi, U.S.A. **Doc Date** Exhibit # 10 Doc# 71 Depo. Ex. # Todd Schulze Author/Source Recipient Summary Drawing of Slab Saver with tapered edges drawn by Todd Schulze **Doc Date** Exhibit # 11 Doc# 191 Depo. Ex. # Author/Source Recipient Summary Sample of Slab Saver, white plastic.

Depo. Ex. #

Recipient

Exhibit #

Author/Source

12

Doc # 192

Summary Cross section of prototype of Slab Saver (round head)

Doc Date

Case 1:02-cv-00155-SJM Document 88-4 Filed 07/07/2005 Page 3 of 23 CaseFile: Schulze v. Schulze Exhibit # 13 **Doc Date** Doc# 193 Depo. Ex. # **Author/Source** Recipient **Summary** Cross section of prototype of Slab Saver (arrow head) Exhibit # 14 Doc# 195 Depo. Ex. # **Doc Date** Author/Source Recipient **Summary** Cross section of prototype of Slab Saver ("arrow head" design) 15 Exhibit # Doc# 194 Depo. Ex. # **Doc Date Author/Source** Recipient **Summary** Cross section of prototype of Slab Saver (convex "T" head) **Doc Date** Exhibit # 16 Doc# 225 Depo. Ex. # Author/Source Panel Systems, Inc. Recipient Summary Panel Systems, Inc. brochure for the Slab Saver for Tilt-Up Wall Panels. Describes what a Slab Saver is, facts, installation directions and photos depicting how it is used in construction. Exhibit # **Doc Date** 17 Doc# 61 Depo. Ex. # P61 Author/Source Fukuvi Recipient **Summary** Sample section of "Slab Saver" given to Clayton Schulze by Fukuvi representative. Exhibit # 18 Doc# 239 Depo. Ex. # **Doc Date** Author/Source Recipient Summary Demonstrative Weldment Plate with Nelson Studs

Case 1:02-cv-00155-SJM Document 88-4 Filed 07/07/2005 Page 4 of 23 CaseFile: Schulze v. Schulze Exhibit # 19 Doc# 196 Depo. Ex. # **Doc Date** Author/Source Recipient **Summary** Piece of Nelson Stud and Stud Extensions, to demonstrate their operation. Doc# **Doc Date** Exhibit # 20 220 Depo. Ex. # Α Todd and Brandi Schulze Author/Source Recipient **Summary** Photograph of stud extensions installed in form for concrete slab. 21 **Doc Date** Exhibit # Doc# 220 Depo. Ex. # В Author/Source Todd and Brandi Schulze Recipient **Summary** Photograph of stud extensions installed in form for concrete slab. Exhibit # 22 **Doc Date** Doc# 220 \mathbf{C} Depo. Ex. # Author/Source Todd and Brandi Schulze Recipient **Summary** Photograph of stud extensions installed in form for concrete slab. Exhibit # 23 Doc Date 4/24/1995 Doc# 59 Depo. Ex. # P59 Author/Source Clayton Schulze, Todd Schulze Recipient **USPTO** Summary Slab Saver Patent Application.

Depo. Ex. # P68

Recipient

Exhibit #

Author/Source

24

Doc#

Summary Fukuvi License Agreement (Fukuvi Contract)

68

Clayton E. Schulze and Todd M. Schulze

1/22/2001

Doc Date

Fukuvi, USA

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CaseFile:

2/23/2001 Exhibit # 25 Depo. Ex. # P9 Doc Date Doc#

Author/Source Richard K. Thomson Clayton Schulze Recipient

Summary Patentability Report, cover page only, dated February 23, 2001, concerning Square Tie Wire.

Doc Date Exhibit # 26 Doc# Depo. Ex. # P4

Author/Source Richard K. Thomson Recipient Public Record

Summary Stud Extension background portion for the application of the patent, prepared by Mr. Richard K. Thomson.

Doc Date 2/6/2001 Exhibit # 27 21 Depo. Ex. # P21 Doc#

USPTO Richard K. Thomson **Author/Source** Recipient

Summary Filing receipt for the original Stud Extension patent application.

Exhibit # 28 Doc# Depo. Ex. # P3 **Doc Date** 12/21/2000

Author/Source Clayton Schulze Recipient Richard K. Thomson

Invoice from Richard Thompson to Clayton Schulze, bearing a note from Clayton Schulze instructing Mr. Thompson that the Stud Extension patent be put in Todd's name alone.

Doc Date Exhibit # 29 Doc# 22 **Depo. Ex. #** P22

Clayton Schulze and Richard K. Thomson **USPTO** Author/Source Recipient

Declaration for the Patent Application for the Stud Extension (Weldment Plate Spacer Support). The copy

contains notations from Clayton Schulze to Richard K. Thomson, indicating "this is Todd's signiture."

Exhibit # 30 Doc# 16 Depo. Ex. # P16 **Doc Date** 12/2/2002

Author/Source Richard K. Thomson **USPTO** Recipient

Summary Request for Reconsideration of the rejection of Claims 12-14 by Patent Examiner.

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CaseFile:

Exhibit # 31 Doc # 27 Depo. Ex. # P27 Doc Date

Author/Source Clayton Schulze Recipient USPTO

Summary Clayton Schulze's sworn declaration for his "continuation in part" application for the Stud Extension. He

swears he is the inventor.

Exhibit # 32 Doc # 33 Depo. Ex. # P33 Doc Date 4/30/2002

Author/Source Richard K. Thomson, for Clayton Schulze Recipient USPTO

Summary Preliminary Amendment Cancelling Claims 1-11 of the original application, and substituting claims 12-24.

Exhibit # 33 Doc # 24 Depo. Ex. # P24 Doc Date 2/27/2003

Author/Source USPTO Recipient Public Record

Summary Patent Application Publication for the Slab Saver (Weldment Plate Spacer Support)

Exhibit # 34 Doc # 14 Depo. Ex. # P14 Doc Date

Author/Source Clayton Schulze Recipient Richard K. Thomson

Summary Letter from Clayton Schulze to Richard K. Richard K. Thomson, on Hobo stationery, indicating a copy of the

judgment in favor of Clayton and against Todd and Brandi is enclosed. Amount of judgment is \$350,000.

Exhibit # 35 Doc # 35 Depo. Ex. # P35 Doc Date 9/18/2003

Author/Source Richard K. Thomson, for Clayton Schulze Recipient USPTO

Summary Amendment to Clayton Schulze's individual patent application, cancelling claim 16 and adding claims 25-

28. This contains a cut-and-paste of Todd Schulze's claims.

Exhibit # 36 Doc # 6 Depo. Ex. # P6 Doc Date

Author/Source Richard K. Thomson Recipient Public Record

Summary Square Tie Wire application for patent

5/1/2002

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CaseFile:

Exhibit # 37 **Doc** # 7

Depo. Ex. # P7

Doc Date 4/5/2002

Author/Source USPTO

Recipient

Richard K. Thomson

Summary Notice to Richard K. Thomson that his power of attorney for Todd Schulze had been revoked

Exhibit #

38

Doc # 166

Depo. Ex. #

Doc Date

Author/Source

William Van Royen, Esq.

Recipient

USPTO

Summary Annotated Amendment being filed on behalf of Clayton Schulze for a revival of abandoned patent 08/432,904.

Exhibit #

39

Doc # 122

Depo. Ex. #

Doc Date 11/19/1999

Author/Source Bob Cameron (Panel Systems)

Recipient

Clayton Schulze (Hobo Construction)

Summary Facsimile transmittal of information on Panel Systems. Requesting Schulze call to discuss mutual interests.

Exhibit #

40

Doc # 126

Depo. Ex. #

Doc Date 11/30/1999

Author/Source

Bob Cameron

Recipient

Clayton Schulze, cc: Ric Mahaffey

Summary Transmittal of signed, Exclusive Marketing Agreement between Panel Systems and Hobo Construction. (Agreement and initial plurchase order are referenced but not attached.)

(Agreement and mitial plurchase order are referenced but not attached.)

Exhibit #

41

Doc # 143

Depo. Ex. #

Doc Date 11/22/1999

Author/Source

Clayton Schulze (Hobo Construction)

Recipient

Panel Systems

Summary Signed, Slab Saver Exclusive Sales and Distribution Agreement between Hobo Construction and Panel Systems. On Hobo Construction stationery, signed by Clayton for "HoBo Const. Co."

Exhibit #

42

Doc # 210

Depo. Ex. #

Doc Date 11/5/1999

Author/Source

Clayton E. Schulze (Hobo Construction)

Recipient

Trident Construction Supply

Summary Letter to Trident Construction Supply forwarding sample and brochure regarding the Slab Saver.

Page 7 of 24

CaseFile: Schulze v. Schulze

Exhibit # 43 Doc # 211 Depo. Ex. # Doc Date 11/22/1999

Author/Source Clayton Schulze (Hobo Construction) Recipient Bob Cameron, Panel Systems

Summary Agreement, on HOBO stationery, proposing an exclusive agreement between Hobo Construction and Panel

Systems, Inc. for Slab Saver distribution.

Exhibit # 44 Doc # 52 Depo. Ex. # P52 Doc Date 3/25/2002

Author/Source James R. Steadman, Esq., for Springfield Recipient Clayton Schluze

Plastics

Summary Letter from legal cousel for Springfield Plastics to Clayton Schulze, regarding Clayton's demand upon Springfield Plastics that SPI collect a "royalty" of ten cents per piece on all supports shipped to Todd

Springfield Plastics that SPI collect a "royalty" of ten cents per piece on all supports shipped to Todd

Schulze. SPI refuses.

Exhibit # 45 Doc # 55 Depo. Ex. # P55 Doc Date 8/7/2002

Author/Source James E. Beyer, Esq., representing Recipient Dennis LaPointe

Fukuvi

Summary

Letter in which Mr. Beyer states that Clayton will only agree to have Fukuvi USA send separate royalty checks to Todd and to Clayton if Todd agrees the previous, contested distributions were correct.

Author/Source Recipient

Summary Rust colored section of Slab Saver, made by Hobo Construction.

Exhibit # 47 Doc # 44 Depo. Ex. # P44 Doc Date 7/29/2002

Author/Source Clayton E. Schulze Recipient Dennis G. LaPointe

Summary Letter to Attorney LaPointe forwarding a copy of judgment against Acme Products, Mr. T's Rebar, Inc., Todd M. Schulze, Brandi L. Elliott and Brandi L. Schulze. Indicates he has contacted Fukuvi and instructed it to

make royalty checks in name of Hobo Construction Co. Attached is the judgment. (July 29, 2002 Letter C.

Schulze to LaPointe)

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CaseFile: Schulze v. Acme

Exhibit # 48 Doc # 49 Depo. Ex. # P-49 Doc Date 12/21/2000

Author/Source Clayton Schulze Recipient Todd Schulze

Letter to Todd indicating that Clayton had asked Mr. Thomson to search Todd's idea of the "Stud Spacer."
Also indicates that he paid the bill for Mr. Thomson to search the idea. Clayton also suggests that Todd put another name on the patent (Brandi). Attached to the letter is an invoice from Richard K. Thomson dated 12/21/00 in the amount of \$240.00. Note on invoice from Clayton Schulze indicates that Mr. Thomson

should put Todd M. Schulze on the patent application. (12/21/00 Letter C Schulze to Todd)

Exhibit # 49 Doc # 197 Depo. Ex. # Doc Date 3/27/2002

Author/Source Dennis G. LaPoint, Esq. Recipient Todd & Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.

Exhibit # 50 Doc # 198 Depo. Ex. # Doc Date 4/26/2002

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.

Exhibit # 51 Doc # 199 Depo. Ex. # Doc Date 5/17/2002

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.

Exhibit # 52 Doc # 200 Depo. Ex. # Doc Date 6/10/2002

Author/Source Dennis G. LaPointe, Esq. **Recipient** Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.

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Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service: regarding patent.	Summary Inv
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq.	Author/Source
Doc Date 11/6/2002	Depo. Ex. #	58 Doc # 206	Exhibit #
Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service regarding patent.	Summary Inv
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq.	Author/Source
Doc Date 10/9/2002	Depo. Ex. #	57 Doc # 205	Exhibit#
Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service regarding patent.	Summary Invited
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq.	Author/Source
Doc Date 9/13/2002	Depo. Ex. #	56 Doc # 204	Exhibit #
Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service regarding patent.	Summary In
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq.	Author/Source
Doc Date 9/10/2002	Depo. Ex. #	55 Doc # 203	Exhibit #
Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service regarding patent.	Summary In
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq.	Author/Source
Doc Date 8/14/2002	Depo. Ex. #	54 Doc # 202	Exhibit #
Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze regarding patent.	s Rendered by Dennis LaPointe	Invoice for Professional Service regarding patent.	Summary In
Todd and Brandi Schulze	Recipient	Dennis G. LaPointe, Esq	Author/Source
Doc Date 7/3/2002	Depo. Ex. #	53 Doc # 201	Exhibit #

CaseFile:

Schulze v. Schulze

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CaseFile: Schulze v. Schulze

Exhibit # 59 Doc # 207 Depo. Ex. # Doc Date 12/10/2002

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze

regarding patent.

Exhibit # 60 Doc # 208 Depo. Ex. # Doc Date 4/9/2003

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze

regarding patent.

Exhibit # 61 Doc # 209 Depo. Ex. # Doc Date 7/2/2003

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze

regarding patent.

Exhibit # 62 Doc # 209 A Depo. Ex. # Doc Date 11/25/2003

Author/Source Dennis G. LaPointe, Esq. Recipient Todd and Brandi Schulze

Summary Invoice for Professional Services Rendered by Dennis LaPointe, Esq. on behalf of Todd and Brandi Schulze

regarding patent.

Exhibit # 63 Doc # 54 Depo. Ex. # P54 Doc Date

Author/Source Brandi Schulze Recipient Clayton Schulze

Summary Notes from Brandi Schulze indicating why Square Tie Wire works.

Exhibit # 64 Doc # 240 Depo. Ex. # Doc Date 2/5/2005

Author/Source Dennis LaPointe Recipient Todd Schulze

Summary Invoice for professional services from LaPointe Group.

Exhibit #

Doc#

8

P-30

Doc Date

Case 1:02-cv-00155-SJM Document 88-4

> Summary Author/Source တ္တ 65 Dennis LaPointe Doc#

CaseFile:

Schulze v. Schulze

Doc Date 4/11/2005

Recipient Todd Schulze

Invoice for professsional services from LaPointe Group

Author/Source Dennis LaPointe

242

Depo. Ex. #

Recipient

Doc Date

6/22/2005

Todd Schulze

Summary Invoice for professsional services from LaPointe Group

Exhibit # 67

Invoice for professsional services from LaPointe Group.

Summary

Dennis LaPointe

Doc#

Depo. Ex. #

Doc Date

Recipient

Todd Schulze

Author/Source

Exhibit # 8

Author/Source

Dennis LaPointe, Esq

Doc# 227

Doc Date

Recipient Todd & Brandi Schulze

Invoices from Mason Law to Todd & Brandi Schulze. Documents bear bates range of 227A through and including 227Y. The date range of the invoices are from 3/27/02 through and including 10/4/04. The invoices total \$19,370.16, with an outstanding balance of \$1,299.76 (as of 10/4/04).

Summary Author/Source Courtesy copy of "Notice of Allowance" dated July 27, 2002, sent from Mr. LaPointe to Mr. Thomson Dennis LaPointe Recipient Richard Thomson

Doc # 32

Exhibit #

70

Author/Source

USPTO

Depo. Ex. #

Doc Date 6/18/2003

Recipient Richard Thomson

Summary Office Action Summary advising of acceptance and rejection of claims asserted by Clayton Schulze only, as the "preliminary amendment" filed with the "continuation in part application."

Case 1:02-cv-00155-SJM Document 88-4 Filed 07/07/2005 Page 13 of 23 CaseFile: **Doc Date** 9/5/2002 71 Depo. Ex. # P-34 Exhibit # Doc# 34 **Author/Source USPTO** Recipient Thomson Summary Notice of Publication of Application for Clayton's second application for the Stud Extension Patent. Depo. Ex. # P-36 **Doc Date** Exhibit # 72 Doc# 36 **Author/Source** USPTO, Nahid Ameri Recipient Richard K. Thomson Summary Office Communication from the USPTO. It is a Notice of Abandonment pertaining to Clayton Schulze's personal application for the Stud Extension patent. 1/30/2004 Exhibit # 73 Doc# 37 **Depo. Ex. #** P-37 **Doc Date** Author/Source Richard K. Thomson Recipient **USPTO** Summary Petition by Thomson to have the abandonment of Clayton's Stud Extension application withdrawn. 12/5/2003 Exhibit # 74 Doc# 38 Depo. Ex. # P-38 **Doc Date** Author/Source Clayton Schulze, Hobo Construction Recipient Richard K. Thomson Summary Letter from Clayton Schulze discharging Mr. Thomson, indicating he is hiring the Quinn law firm. Exhibit # 9/16/2002 75 Doc# 31 Depo. Ex. # 31 Doc Date Author/Source Dennis LaPointe Richard K. Thomson Recipient Letter advising Mr. Thompson the issue fee for the Stud Extension was due, with notice from USPTO attached. Mr. LaPointe requests payment of the fee, advising that his firm does not advance such costs.

Exhibit # 76 **Doc Date** 8/26/1999 Doc# 46 Depo. Ex. # 46

Author/Source Clayton E. Schulze Sheplers Recipient

Invoice to Shepler for 1000 ft "Slab Saver" in the amount of \$2,800.00. Attached to the invoice is a copy of a check in the amount of \$2,800.00 made payable to HOBO Construction. (8-26-99 Letter Invoice -C. Shulze to Sheplers).

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CaseFile: Schulze v. Acme

10/5/1999 Depo. Ex. # 47 Doc Date Exhibit # 77 Doc# 47

Sheplers Author/Source Clayton E. Schulze, Hobo Construction Recipient

Invoice to Sheplers for 1000 ft "Slab Saver" in the amount of \$2,915.26. Attached to the invoice is a check in the amount of \$2,915.26 made payable to HOBO Construction. (10/5/99 Invoice - C. Schulze to Sheplers)

Exhibit # 78 Doc # 48 Depo. Ex. # 48 **Doc Date** 10/13/1999

Clayton E. Schulze, Hobo Construction Tilt-Con Author/Source Recipient

Invoice for 1000 ft Slab-Saver to Tilt-Con in the amount of \$3,127.66. Attached to the invoice is a copy of a check from Tilt-Con in the amount of \$3,127.66 made payable to Hobo Construction. (10/13/99 Invoice C.

Schulze to Tilt-Con)

Doc Date Exhibit # 79 Doc# 111 Depo. Ex. #

Author/Source Clayton Schulze Recipient

Summary Handwritten listing of expenses, check # and payee for the Slab Saver patent 08/432,904.

9/4/1999 80 Doc Date Exhibit # 96 Depo. Ex. # Doc#

Author/Source Hobo Construction Co. Recipient **NEO Industries**

Summary Hobo Construction check #2217 payable to NEO Industries in the amount of \$1,228.00.

11/15/1999 Exhibit # 81 Doc# 99 Depo. Ex. # **Doc Date**

Author/Source Hobo Construction Co. Recipient

Summary Check stubs for check # 1002 & 1003 both payable to NEO in the amounts of \$1,265.25 and \$1,477.66.

Also included is a checking deposit slip in the amount of \$2.915.26 (check received from Shepler's).

82 6/26/2000 Exhibit # Doc# 101 Depo. Ex. # **Doc Date**

Author/Source Panel Systems Hobo Construction Co. Recipient

Summary Panel Systems check #001162 in the amount of \$13,846.00 payable to Hobo Construction. Document is

annotated with breakdown of amounts payable to NEO, Todd, Brandi and Hobo.

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CaseFile: Schulze v. Schulze

Author/Source

Exhibit # 83 Doc# 102 **Doc Date** 3/27/2000 Depo. Ex. #

Hobo Construction Co. Panel Systems Recipient Author/Source

Summary Panel Systems check #001164 in the amount of \$13,846.00 payable to Hobo Construction and Hobo's

deposit slip. Document is annotated with breakdown of amounts payable to NEO, Todd, Brandi and Hobo.

3/28/2000 Exhibit # 84 Doc# 103 **Doc Date** Depo. Ex. #

Author/Source **Hobo Construction** Recipient **NEO Industries**

Summary Hobo Construction checks # 1092 & 1093 payable to NEO Industries in the amounts of \$6,923.00 & 200.00.

1/27/2000 Exhibit # 85 Depo. Ex. # **Doc Date** Doc# 104

Author/Source Hobo Construction Recipient **NEO Industries: Prudential Securities**

Hobo Construction checks #1042, 1050; 1051; 1052 & 1057 payable to NEO Industries (\$7,363.68 & 194.73), Prudential Securities (\$1,000.00 for Todd's IRA), (\$1,000.00 for Brandi's IRA) and Savings (\$1,211.50). Hobo deposit slip in the amount of \$14,286.68 (payment from Panel Systems).

Exhibit # 86 Doc# 105 Depo. Ex. #

Hobo Construction deposit slip in the amount of \$944.80. Annotation states \$244.80 came from Panel Systems and \$700 came from Bill Bolte for 2 cows. Also provides a break down of the \$244.80 amount as

Recipient

being distributed among NEO, Todd and Clayton.

Exhibit # 87 6/30/2000 Doc# 107 Depo. Ex. # **Doc Date**

Author/Source **Hobo Construction** NEO Industries; Prudential Securities Recipient

Summary Hobo Construction checks #1165 payable to NEO (\$6,923.00), 1167 & 1168 payable to Prudential Securities

(\$1,500 @) for Todd & Brandi's IRAs.

Hobo Construction

Exhibit # 88 5/14/1999 Doc# 108 Depo. Ex. # **Doc Date**

Author/Source Hobo Construction **NEO Industries** Recipient

Summary Hobo Construction check #2161 in the amount of \$850.00 for the Ext. Die for the Slab Saver.

Doc Date

2/15/2000

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CaseFile: Schulze v. Schulze

Exhibit # 89 Doc # 109 Depo. Ex. # Doc Date 4/4/2002

Author/Source Dayton Superior Recipient Hobo Construction

Summary Dayton Superior check stub for check #357268 in the amount of \$926.50. Document is annotated detailing

payments made with check.

Exhibit # 90 Doc # 125 Depo. Ex. # Doc Date 11/30/1999

Author/Source Triden Construction Supply Co. Recipient Hobo Construction

Summary Facsimile transmittal of Purchase Order to Hobo/Panel Systems for Slab Saver.

Exhibit # 91 Doc # 176 Depo. Ex. # Doc Date 12/17/2002

Author/Source Clayton Schulze (Hobo Construction) Recipient Hughes Supply

Summary Various invoices to Hughes Supply for Stud Extension with a date span of 12/17/02 through 7/1/03.

Exhibit # 92 Doc # 178 Depo. Ex. # Doc Date 4/30/2003

Author/Source Hughes Supply Recipient Clayton Schulze (Hobo Construction)

Summary Hughes Supply check #001751507-4 in the amount of \$1,810.32 payable to Hobo Construction.

Exhibit # 93 Doc # 179 Depo. Ex. # Doc Date 7/28/2003

Author/Source Construction Materials Recipient Clayton Schulze (Hobo Construction)

Summary Construction Materials check #61429 in the amount of \$2,408.61 payable to Hobo Construction. Invoices

are attached.

Exhibit # 94 Doc # 184 Depo. Ex. # Doc Date 4/7/2003

Author/Source Clayton Schulze (Hobo Construction) Recipient Brian Farrell (Hughes Supply)

Summary Letter transmitting information (price, size and packaging information) for the purchase of Stud Extensions.

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CaseFile: Schulze v. Schulze

Exhibit # 95 Doc # 95 Depo. Ex. # Doc Date 9/7/1999

Author/Source Shepler's Recipient Hobo Construction

Summary Shepler's check stub for check #968761 in the amount of \$2,800.00. Document is annotated with payments

made.

Exhibit # 96 Doc # 97 Depo. Ex. # Doc Date 1/10/2000

Author/Source Hobo Construction Co. Recipient Ed Niebauer, Esq.

Summary Hobo Construction check #1033 payable to Ed Niebauer, Esq. in the amount of \$250.00. Annotation states

Clayton paid this for Todd.

Exhibit # 97 Doc # 100 Depo, Ex. # Doc Date 11/26/1999

Author/Source Hobo Construction Co. Recipient

Summary Hobo Construction checking deposit slip in the amount of \$3,127.66 (received from Tilt Con).

Exhibit # 98 Doc # 106 Depo. Ex. # Doc Date 8/17/1996

Author/Source Hobo Construction Recipient Various

Summary Copies of Hobo Construction checks # 1822 (\$645.00) to USPTO; 1874 (\$300.00), 1899 (\$210.00), 1937 (\$815.00), 4371 (\$1,500.00) payable to W. Van Royen, Esq.; 4649 (\$150.00) payable to Douglas McDonald,

Esq., 1821 (\$55.00), 2737 (\$10.00), 3554 (\$365.00), 3704 (\$65.00) payable to USPTO. Checks have a date

range of 12/6/93 through 5/15/98.

Exhibit # 99 Doc # 121 Depo. Ex. # Doc Date 6/26/2000

Author/Source Panel Systems Recipient Hobo Construction

Summary Panel Systems check #001162 in the amount of \$13,846.00 payable to Hobo Construction. Document is

annotated with payment information.

Exhibit # 100 Doc # 123 Depo. Ex. # Doc Date 1/27/2000

Author/Source Clayton Schulze (Hobo Construction) Recipient Panel Systems

Summary Letter detailing an open invoice in the amount of \$230.00 for 100ft of Slab Saver.

CaseFile:

Schulze v. Schulze

Document 88-4 Exhibit # Exhibit # Exhibit # Exhibit # Summary Summary Author/Source Summary Summary Summary Author/Source Summary Author/Source Author/Source Author/Source Author/Source Panel Systems check #001034 in the amount of \$244.80 payable to Hobo Construction Panel Systems check #001023 in the amount of \$14,286.68 payable to Hobo Construction Facsimile transmittal of Purchase Order for delivery of Slab Saver HDPE Extrusion to Panel Systems Facsimile transmittal stating two shipments have been combined into one invoice totaling \$440.68 NEO Industries invoices dated 12/3/99 (\$64.91) and 12/20/99 (\$7,363.68) directed to Hobo Construction. Slab Savers were shipped to Panel Systems. Panel Systems check #001023 in the amount of \$14,286.68 payable to Hobo Construction 105 202 102 Clayton Schulze (Hobo Construction) **NEO Industries** Panel Systems Panel Systems Panel Systems Tony (NEO Industries Doc# Doc # Doc# 131 129 Depo. Ex. # Depo. Ex.# Depo. Ex. # Recipient Recipient Recipient Recipient Recipient Clayton Schulze (Hobo Construction) Hobo Construction Hobo Construction **Hobo Construction** NEO Industries Hobo Construction Doc Date **Doc Date** Doc Date Doc Date Doc Date 11/30/1999 12/21/1999 2/10/2000 12/3/1999 1/25/2000 1/25/2000 Case 1:02-cv-00155-SJM Document 88-4 Filed 07/07/2005 Page 19 of 23

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Doc Date 12/3/1999 Exhibit # 107 Doc# 132 Depo. Ex. #

Clayton Schulze (Hobo Construction) Author/Source **NEO Industries** Recipient

Summary Facsimile transmittal of NEO invoices dated 12/3/99; 12/20/99; 2/24/00 and 4/27/00. Slab Savers are to be

shipped to Panel Systems.

11/30/1999 **Doc Date** Exhibit # 108 Doc# 133 Depo. Ex. #

Clayton Schulze (Hobo Construction) Author/Source Triden Constuction Supply Recipient

Summary Triden purchase order for Slab Saver with Hobo as the vendor and Panel Systems as the purchaser.

2/16/2000 Doc Date Exhibit # 109 Doc# 134 Depo. Ex. #

Clayton Schulze (Hobo Construction) **NEO Industries Author/Source** Recipient

Hobo Construction purchase order to NEO Industries for Slab Saver HDPE Extrusion to be shipped to Panel

Systems.

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Exhibit # 110 Doc# 135 Depo. Ex. # **Doc Date** 3/3/2000

Author/Source Clayton Schulze (Hobo Construction) Recipient Panel Systems

Summary Hobo Construction invoice to Panel Systems in the amount of \$13.846.00 for Slab Saver.

Exhibit # 111 Doc# 136 Depo. Ex. # Doc Date 12/3/1999

Author/Source NEO Industries Recipient Hobo Construction

Summary NEO Industries invoice in the amount of \$64.91 to Hobo Construction for Slab Saver sent to Panel Systems.

4/11/2002 Exhibit # Doc# 137 **Doc Date** Depo. Ex. #

Author/Source Clayton Schulze (Hobo Construction) William H. Beaver Recipient

Letter to William Beaver stating the shipment of the Stud Extension was paid for and transmitting a copy of Dayton Superior check #357268 in the amount of \$926.50 payable to Hobo Construction. Document is

annotated with the division of the funds. Document subject line is "Bonnie and Clyde".

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Exhibit # 113 Doc # 138 Depo. Ex. # Doc Date 4/21/2000

Author/Source Clayton Schulze (Hobo Construction) Recipient NEO Industries

Summary Transmittal of Panel Systems new address for held shipment. Triden Construction 11/30/99 supply invoice in the amount of \$13,800.00 with Hobo Construction as the vendor and Hobo Construction 3/28/00 purchase

order to NEO for Slab Saver HDPE Extrusion are attached.

Exhibit # 114 Doc # 139 Depo. Ex. # Doc Date 3/27/2000

Author/Source Panel Systems Recipient Hobo Construction

Summary Panel Systems check #001064 in the amount of \$13,846.00 payable to Hobo Construction. Document is annotated with the division of the funds. Hobo Construction 4/28/00 invoice to Panel Systems for FT HDP

Slab Saver in the amount of \$13,846.00 is attached.

Exhibit # 115 Doc # 140 Depo. Ex. # Doc Date 11/14/2000

Author/Source American Freightways Recipient Clayton Schulze (Hobo Construction)

Summary Request for credit information on Panel Systems.

Exhibit # 116 Doc # 141 Depo. Ex. # Doc Date 5/1/2000

Author/Source Bob Cameron (Panel Systems) Recipient Clayton Schulze

Summary Facsimile transmittal of payment agreement which provides for payment of material shipped on 4/28/00 to be

paid 6/25/00.

Exhibit # 117 Doc # 144 Depo. Ex. # Doc Date 12/20/1999

Author/Source Clayton Schulze (Hobo Construction) Recipient Panel Systems

Summary Hobo Construction invoice in the amount of \$14,286.68 to Panel Systems

Exhibit # 118 Doc # 146 Depo. Ex. # Doc Date 9/5/2003

Author/Source Clayton Schulze (Hobo Construction) Recipient Tom Fahey (Universal Form Clamp)

Summary Letter informing Mr. Fahey that the Stud Extension that Universal is importing from China is in violation of the US patent laws. Clayton advises Mr. Fahey to immediately stop importing and selling the Stud Extension

and demands an accounting of all sales and commissions.

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Exhibit # 119 Doc # 147 Depo. Ex. # Doc Date 1/7/2002

Author/Source Bob Vanicek (Precision Machining) Recipient Clayton Schulze (Hobo Construction)

Summary Precision Machining invoice and packing slip to Hobo Construction for 2 Cavitity Molds in the amount of

\$3,500.00.

Exhibit # 120 Doc # 168 Depo. Ex. # Doc Date 2/25/2002

Author/Source Clayton Schulze (Hobo Construction) Recipient Michael Vadzemnieks (Springfield

Plastics)

Summary Transmittal of Purchase Order for Stud Extension, total amount of purchase order is \$292.00.

Exhibit # 121 Doc # 169 Depo. Ex. # Doc Date 4/22/2003

Author/Source Heather (Hughes Supply) Recipient Clayton Schulze

Summary Facsimile transmittal requesting shipment of Stud Extensions.

Exhibit # 122 Doc # 170 Depo. Ex. # Doc Date 4/7/2003

Author/Source Clayton Schulze (Hobo Construction) Recipient Brian Farrell (Huges Supply)

Summary Letter transmitting information (price, size and packaging information) for the purchase of Stud Extensions.

Exhibit # 123 Doc # 171 Depo. Ex. # Doc Date 11/21/2001

Author/Source Clayton Schulze (Hobo Construction) Recipient Bob Vanicek (Precision Machining)

Summary Letter stating the quote given to him was way out of the ballpark, and not negotiable. States the original

quote was more in line. Would like to work out the differences.

Exhibit # 124 Doc # 172 Depo. Ex. # Doc Date 11/20/2001

Author/Source Bob Vanicek (Precision Machining) Recipient Clayton Schulze (Hobo Construction)

Summary Facsimile transmittal of tooling quote for plastic parts to go with the nelson studs (2 cav mold).

Copies of Panel Systems check stubs for checks #d 001034 and 001023 in the amounts of \$244.80 and \$14,286.68. Document is annotated with division of payment.

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Document 88-4 Page 22 of 23 Exhibit # Exhibit # Exhibit # Exhibit # Exhibit # Summary Author/Source Summary Author/Source Summary Author/Source Summary Author/Source Summary Author/Source Author/Source Facsimile transmittal of revised quote for tooling and production for 2 cavity Weldment Spacer Panel Systems check #001023 in the amount of \$14,286.68 payable to Hobo Construction. Document is annotated with division of payment. Quote from Lake Erie Molded Plastics is attached. Precise Plastics invoice to Hobo Construction in the amount of \$187.46 for Stud Extension Two invoices from Precise Plastics for Stud Extension Letter stating the quote for the Stud Spacer mold and parts is unacceptable and too high to even negotiate. 130 129 128 127 126 125 Panel Systems Panel Systems Precise Plastics **Precise Plastics** Michael Vadzemnieks (Sprinfield Plastics) Clayton Schulze (Hobo Construction) 173 182 181 180 Depo. Ex. # Depo. Ex. # Depo. Ex. # Depo. Ex. # Depo.Ex.# Recipient Recipient Recipient Recipient Recipient Clayton Schulze (Hobo Construction) D&F Tool Inc. Clayton Schulze (Hobo Construction) Clayton Schulze (Hobo Construction) Clayton Schulze (Hobo Construction) Clayton Schulze (Hobo Construction) Doc Date Doc Date Doc Date Doc Date Date 9/28/2001 11/30/1999 1/25/2000

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Exhibit # 131 Doc # 183 Depo. Ex. # Doc Date 4/23/2003

Author/Source Precise Plastics Recipient Clayton Schulze (Hobo Construction)

Summary Precise Plastics Quote for Cement Clip and Cement Clip Holder.

Exhibit # 132 Doc # 185 Depo. Ex. # Doc Date 5/2/2003

Author/Source Precise Plastics Recipient Clayton Schulze (Hobo Construction)

Summary Precise Plastics Quote for Cement Clip and Cement Clip Holder.

Exhibit # 133 Doc # 188 Depo. Ex. # Doc Date 7/2/2003

Author/Source Clayton Schulze (Hobo Construction) Recipient Construction Materials

Summary Various invoices to Construction Materials for Stud Extensions. Invoices have a date range of 6/23/03 through 7/2/03.

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Exhibit # 134 Doc # 226 Depo. Ex. # Doc Date

Author/Source Greystone Legal Associates Recipient Todd and Brandi Schulze

Summary Invoices detailing time and costs for Legal Counsel directed to Plaintiffs, Todd and Brandi Schulze.

Exhibit # 135 Doc # 150 Depo. Ex. # Doc Date 7/27/2002

Author/Source USPTO Recipient Mason & Associates

Summary Transmittal of Notice of Allowance and Fees Due for Todd Schulze patent application no 09/777,400

(Weldment Plate Spacer/Support).

Exhibit # 136 Doc # 53 Depo. Ex. # P-53 Doc Date 8/2/2002

Author/Source Springfield Plastics Recipient Todd Schulze

Summary Fax from Springfield Plastics, in which SPI advises Todd Schulze that Clayton has demanded the mold "on

the strength of his judgment." SPI is releasing the mold to Clayton.